

Matthew Franklin Jaksa (CA State Bar No. 248072)
HOLME ROBERTS & OWEN LLP
560 Mission Street, 25th Floor
San Francisco, CA 94105-2994
Telephone: (415) 268-2000
Facsimile: (415) 268-1999
Email: matt.jaksa@hro.com

Attorneys for Plaintiffs,
LAFACE RECORDS LLC; ELEKTRA
ENTERTAINMENT GROUP INC.; UMG
RECORDINGS, INC.; and WARNER
BROS. RECORDS INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

LAFACE RECORDS LLC, a Delaware limited
liability company; ELEKTRA
ENTERTAINMENT GROUP INC., a Delaware
corporation; UMG RECORDINGS, INC., a
Delaware corporation; and WARNER BROS.
RECORDS INC., a Delaware corporation,
Plaintiffs,

v.

JOHN DOE #4,
Defendant.

CASE NO. 4:07-CV-04847-SBA

Honorable Sandra B. Armstrong

***EX PARTE APPLICATION TO CONTINUE
CASE MANAGEMENT CONFERENCE
AND [PROPOSED] ORDER***

1 Plaintiffs respectfully request that the Court continue the case management conference
2 currently set for January 10, 2008, at 2:45 p.m. to April 10, 2008.

3 Plaintiffs filed the Complaint against Defendant John Doe #4 (“Defendant”) on September
4 20, 2007. Also on September 20, 2007, Plaintiffs filed their *Ex Parte* Application for Leave to Take
5 Immediate Discovery seeking the Court’s permission to serve a Rule 45 subpoena on San Francisco
6 State University (“SFSU”), so that Plaintiffs could obtain information sufficient to identify
7 Defendant. On October 4, 2007, this Court issued its Order Granting Plaintiffs’ *Ex Parte*
8 Application for Leave to Take Immediate Discovery authorizing Plaintiffs to serve a Rule 45
9 subpoena on SFSU. On November 16, 2007, SFSU responded to Plaintiffs’ subpoena, providing
10 Plaintiffs with identifying information including Defendant’s name, telephone number, and address.

11 After learning Defendant’s identity, Plaintiffs have made several attempts to contact
12 Defendant to attempt to resolve this dispute without further litigation. If Plaintiffs are unable to
13 contact Defendant and resolve the dispute, Plaintiffs plan to file an amended complaint naming
14 Defendant personally.

15 Given the foregoing circumstances, and because there is not yet a named defendant in this
16 case, a case management conference is unnecessary at this time. Plaintiffs therefore respectfully
17 request that the Court continue the case management conference currently set for January 10, 2008,
18 at 2:45 p.m. to April 10, 2008.

19 Dated: December 20, 2007

HOLME ROBERTS & OWEN LLP

20
21 By: /s/ Matthew Franklin Jaksa
22 MATTHEW FRANKLIN JAKSA
23 Attorney for Plaintiffs
24
25
26
27
28

ORDER

Good cause having been shown:

IT IS ORDERED that the case management conference currently set for January 10, 2008, at 2:45 p.m. be continued to April 10, 2008.

Dated: _____

By: _____
Honorable Sandra B. Armstrong
United States District Judge